

In re Application of:

Norihiko FUCHIGAMI et al.

Serial No. 10/721,160

Filed: November 26, 2003

**AUDIO SIGNAL PROCESSING** For:

**APPARATUS** 

Art Unit: 2655

Examiner: Abebe, Daniel Demelash

Atty Docket: 0102/0227

## SUBMISSION OF TERMINAL DISCLAIMER

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Attached hereto is a Terminal Disclaimer in connection with the above-identified application.

The Commissioner is hereby authorized to debit the amount of \$130.00 fee, or a lesser fee, for this Terminal Disclaimer from Deposit Account No. 50-0501, and additional funds from the same account if the aforenoted amount is insufficient. A duplicate copy of this authorization is also attached hereto.

Respectfully submitted,

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Date: April >, 200 b

TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING

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## REJECTION OVER A PENDING "REFERENCE" APPLICATION 0102/0227 In re Application of: Norihiko FUCHIGAMI et al. Application No.: 10/721,160 Filed: November 26, 2003 For: AUDIO SIGNAL PROCESSING APPARATUS , of \_\_\_\_\_\_\_ percent interest in the instant application hereby disclaims, VICTOR COMPANY OF JAPAN, LTD. except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number \_ 10/721,161 on November 26, 2003, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns. In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said **reference** application, "as the term of any patent granted on said **reference** application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that: any such patent: granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant. Check either box 1 or 2 below, if appropriate. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

2. The undersigned is an attorney or agent of record. Reg. No. 31,730

statements may jeopardize the validity of the application or any patent issued thereon.

April 3, 2006 Date Signature Louis Woo Typed or printed name

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false

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